B'q.

WD2239 B490.

App F IX 1]

1925. File No. 3

Previous References (Emigrant)

(1) Emig 33 25 7-8 & 16
" 173-24-1 2
" 411 19 - 1 & 3
" 22 92

Later references

Emig 257-26-1-9
" 373-28 - 1- 4

GENERAL & REVENUE SECRETARIAT

Serial Nos 24

Part B for July 1926

SUBJECT

Representation from Mr of Chinnaswami Chetty praying that the interest due on the endowments of Mr Kolapalli Subbayya Chetty's Charities for the last four years

Mr Secretary
17.7.26

To the Emig. Comm

Requests to arrange for the payment, on certain Conditions.

GENERAL AND REVENUE SECRETARIAT.

Pmy

NOTES.

File No. 33-25

FILE HEADING.

Endorsement Connected with the charities of the late Polepalli Subbaiah Setty

From

Mr. B. Chinna Swami Setty

No. Petition Dated 22nd June 1926. Received 24th June 1926.

Diary No. 1532	Enclos.	Spare Copies	Serial No.

BRIEF ABSTRACT OF LETTER.

Represents that he is legally not bound to render the accounts connected with the charities managed by the late Polepalli Subbaiah Setty to enable him to draw the interest on the amount of Endowment deposited with the Govt, but that he has always been agreeable to make the accounts available for inspection by the Officers of the Mufassil Dept by previous agreement and prays that the interest due on the Endowment for the last four years together with interest thereon may be caused to be paid to him at an early

NOTES AND ORDERS.

7 Files connected with the previous references quoted in the representation are put up herewith.

2) May file 33-25 contains the previous discussions of the subject culminating in the Judicial Opinion of the Ld. Secretary of the 17th Dec 1925 in which it

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Mysg. File No. 33 of 1925.

Serial No.

final decision was arrived at.

3) From the present representation which gives a history of the case and the view point of the petitioner in contention & the fact that interest for four years has not been distributed it is for consideration if the Mysore Govt & the Dy Comr, Bangalore Dt, may be asked to make an engagement for the inspection of the accounts of the institution and arrange for the payment of the interest thereafter, taking advantage of the willingness expressed by Mr. Chetty sanctioning Rs. 5000 only to make the accounts available. This may perhaps obviate the possibility of measuring the length of the points of contention.

Submd. for orders

29/6/26. 4) The Govt have got the absolute right of inspection of the Charities and their accounts (vide G.O.Nos. 118-20/27.7.22 & 15-7-02) with a view to see that the Charities are properly conducted. Both in the agreement taken from the donor & his successors, no specific condition was laid down that the payt of interest on the Endowed amount was conditional on the submission of periodical accounts. Further non submission of accounts was winked upon, while paying interest for over 20 years.

NOTE—Contn. Sheet

Serial No.

5) The Ld Asstt in his legal opinion in para 3 of the noted in Mf. 33-25 says "She (meenakshamma) was "submitting accounts according to her own undertaking contd in her Petn." Meenakshamma said in her Petn that she was willing to submit accts but as the subject of her submission of accounts was not finished upon in the G.O. issued on the Petn, it is not quite clear whether she did actually submit accounts. The Petn now presented by Mr Chinnasami Chetty seems to make it appear as if she was not. This matter seems to require verification.

6) Apart Mr Chinnasami Chetty appears to make his accounts available for inspection by Govt Officers, it seems to be advisable that the local officers may be asked to make periodical inspections of his accounts, and this concession being personal to Mr Chinnasami Chetty, and that as he has been discharging the charities very satisfactorily, the interest due may be ordered to be paid to him Early.

Rev. Secy)

30/6/26

NOTE—Contn Sheet

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d Revenue Secretariat

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Serial No

7) Mr Ramanasami Chetty has, in replying to our endorsement communicating the decision of Govt. (Flag R) ~~agree~~ expressed his willingness, in the last para of his letter, to present the accts of the charities to the DC or any officer nominated by him. There is no need therefore to discuss the merits of the long preamble in which he maintains that he is not under law bound to maintain or submit accts. The letter maybe sent to the MC with a request that the DC may be asked to get the accts checked & take such steps as may be needed to have the arrears of interest due on the charities for the last four years paid to the manager

8.7.26.

2nd member)

OFFICE OF THE SECOND MEMBER OF COUNCIL.
9 JULY 1926
No 139

8) I agree. The MC may be requested to arrange for payt of arrear interest due. Mr Chinnadoraisami Chetty may be informed that suitable instructions have been issued for payt of interest due, that it is necessary in the interests of the Charity itself that regular accts should be kept and produced for inspection and that Govt are glad to learn that he is prepared to keep accts and allow them to be inspected. The MC may be asked to arrange for the inspection of accts on one of the occasions & the better course is to obtain a copy of the accts kept. In the latter case a simple form for submitting

NOTE- Contn. Sheet

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[App. F. III – 2

General and Revenue Secretariat | 1532 Mwz File No 33 of 192 5.

Serial No

the required accts may be prescribed by him
Mwz
12/7/26

9) Put up a typed draft
CRs
12.7.26

9. Mw 12/7

(10) Draft (w.) Rejd Member's orders above. M 12/7
84 11) A draft letter to the m.c, & a draft
13.7.26 endorsement to Mr. Chetty
- Accounts etc are put up
for approval.
Rev-Sec'y M 14/7

12) draw issue
CRs
14.7.26

10. To, mess Comms No 85 & 17.7.26. M 15/7
Requests him to
arrange for the payment of the
arrears of interest on the Endow-
ment to Mrs Chinnasamy Chetty.
No 86 & 17.7.26 Copy To Comptr

11. To. Mrs Chinnasamy Chetty
Endt No 87 & 17.7.26.
Informs her of the above
No 88 & 17.7.26 forwards
Copy of the above to Mr C.

M 27/7

NOTE—Contn. Sheet

Draft

6

To

The Muz. Commr. in Mysore

85 Encs per letter
Mur 33-25-10
C
& 17th July 1926

Sir,

In continuation of ~~Advertising to correspondence ending with~~ this office letter No. 779/Muz.33-25 dated 31-12-1925 addressed to you, I am directed to forward ~~copy of Mr. B. Chinnaswamy Setty's~~ herewith in original, the letter dated 22-6-26 from Mr. B. Chinnaswamy Setty letter dated 22-6-1926 representing that, though he is not under law bound to maintain or submit accounts connected with ~~the~~ Polepalli Subbiah Setty's Charities, yet he is willing to present for inspection the accounts of the charities to the Deputy Commr., Bangalore, or any other officer nominate by him in this behalf, and to ~~In the circumstances represented, I am~~ to request you ~~to now kindly~~ kindly arrange for the payment to Mr. Chinnaswamy Setty of the arrears of interest due up to date on the endowment accepted by Govt. on behalf of the said charities.

2. I am further to request you to be so good as to arrange for the inspection of the accounts of the said charities or if you consider it a better course, ~~for~~ to obtaining a copy of the accounts of the charities, kept by Mr. Chinnasamy Setty. In the latter case, a sample form for submitting the required accounts may be prescribed by you. Mr. Chinnasamy Setty has been informed accordingly in the matter.

I have &c.,

Revenue Secretary.

868 17th July 1926
14/7
Copy to Commr Bangalore & Supdt for info.
14/7

BG 13.7.26.

Revenue II 7

Endorsement

To

Mr. B. Chinnasamy Setty,

~~Merchant, Aralepet~~, Bangalore

Bankers, Chikpet

87 ----->
Mar 33-25-11
& 17th July 1926

~~Sir~~,

With reference to ~~your~~ his representation dated 22-6-1926 ~~I am directed~~ to ~~enclose herewith copy of letter~~ No. dated ~~issued to the Muz. Commr.~~ to the Muz Commr ~~in which~~ instructions have been issued for payment to ~~you~~ him of the interest due on the endowments connected with ~~the~~ Polepalli Subbiah Setty Charities. Govt ~~direct~~ observe that ~~I am however to observe that~~ it is necessary in the interest of the charity itself, that regular accounts should be kept and produced for inspection by Govt. officers and that Govt. are ~~also~~ glad to learn ~~from you~~ that ~~you are~~ he is prepared to keep ~~submit~~ accounts connected with the said charities and allow them to be inspected ~~by officers of Govt~~.

Mr Chinnasamy Chetty is informed that

arranging the

The Muz. Commr. will further communicat with you as regards the form in which account should be kept and submitted in future.

I have &c.

Revenue Secretary.

14/7

No 88 & 17th July 1926

Copy to Muz Commr in Mysore for info R.O

14/7

13/7/26

GRO 16726

Ker